

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

30098.6

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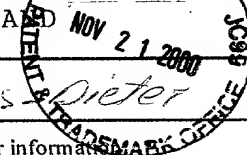
O I P E

TITLE OF INVENTION FILM CONTAINING STARCH OR STARCH DERIVATIVES AND  
POLYESTER URETHANES

APPLICANT(S) FOR DO/EO/US

(KALLE NALO GMBH &amp; CO. KG)

Hammer Klaus Dieter



Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
  2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
  3. ☒ This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)).
  4. ☐ The US has been elected by the expiration of 19 months from the priority date (PCT Article 31).
  5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
    - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
    - b. ☒ has been communicated by the International Bureau.
    - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
  6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
    - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
    - b. ☐ have been communicated by the International Bureau.
    - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
    - d. ☒ have not been made and will not be made.
  8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
  9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
  10. ☒ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
- Items 11 to 16 below concern document(s) or information included:
11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
  12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
  13. ☒ A FIRST preliminary amendment.  
☐ A SECOND or SUBSEQUENT preliminary amendment.
  14. ☐ A substitute specification.
  15. ☐ A change of power of attorney and/or address letter.
  16. ☒ Other items or information: Amended Sheets pp. 19-21

09/700839

CALCULATIONS PTO USE ONLY

532 Rec'd PCT/PTO 21 NOV 2000

17. ☒ The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :

Neither international preliminary examination fee (37 CFR 1.482)  
nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO  
and International Search Report not prepared by the EPO or JPO ..... \$1000.00

International preliminary examination fee (37 CFR 1.482) not paid to  
USPTO but International Search Report prepared by the EPO or JPO ..... \$860.00

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but  
international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$710.00

International preliminary examination fee paid to USPTO (37 CFR 1.482)  
but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... \$690.00

International preliminary examination fee paid to USPTO (37 CFR 1.482)  
and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$100.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

\$ 860.00

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30  
months from the earliest claimed priority date (37 CFR 1.492(e)).

\$

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	15 - 20 =	0	X \$18.00
Independent claims	1 - 3 =	0	X \$80.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$270.00

\$ 0

TOTAL OF ABOVE CALCULATIONS =

\$ 860.00

☐ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above  
are reduced by 1/2.

\$

SUBTOTAL =

\$ 860.00

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30  
months from the earliest claimed priority date (37 CFR 1.492(f)).

\$

TOTAL NATIONAL FEE =

\$ 860.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be  
accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property

\$ 40.00

TOTAL FEES ENCLOSED =

\$ 900.00

Amount to be

refunded:

charged:

\$

a. ☐ A check in the amount of \$\_\_\_\_\_ to cover the above fees is enclosed.

b. ☒ Please charge my Deposit Account No. 023292 in the amount of \$ 900.00 to cover the above fees.  
A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any  
overpayment to Deposit Account No. 023292. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR  
1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Bowles Rice McDavid Graff & Love, PLLC  
475 H Street  
Suite 300  
Washington, DC 20001

*Susan E. Shaw McBee*  
SIGNATURE:

Susan E. Shaw McBee  
NAME

NAME

39,294

REGISTRATION NUMBER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 30098.6

In re patent application of

Kalle Nalo GmbH & Co. KG

Serial No.: Unassigned

Group Art Unit: Unassigned

Filed: Concurrently Herewith

Examiner: Unassigned

For: FILM CONTAINING STARCH OR STARCH DERIVATIVES AND POLYESTER  
URETHANES

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Preliminary to examination, please amend the above-identified application as follows:

IN THE CLAIMS:

Please amend the following claims:

3. (Amended) The film as claimed in claim 1 [or 2], wherein the thermoplastic starch derivative is a starch ester[, preferably a starch alkanoate, particularly preferably starch acetate] .
4. (Amended) The film as claimed in [one or more of claims 1 to 3] claim 1, wherein the polyester urethane consists of hard polyurethane segments and soft polyester segments, the segments being arranged in alternating sequence.
5. (Amended) The film as claimed in claim 4, wherein the proportion of polyurethane segments in the thermoplastic polyester urethane is from 10 to 90%

by weight [, preferably from 20 to 50% by weight, in each case] based on the total weight of the polyester urethane.

6. (Amended) The film as claimed in [one or more of claims 1 to 5] claim 1, wherein the thermoplastic mixture comprises at least one plasticizer, [preferably glycerol, diglycerol, sorbitol, polyethylene glycol, triethyl citrate, triethyl acetyl citrate, glycerol triacetate, a phthalic ester or sorbitol monoester or sorbitol diester,] the proportion of plasticizer(s) being up to 40% by weight [, preferably up to 25% by weight, in each case] based on the total weight of the thermoplastic mixture.
7. (Amended) The film as claimed in [one or more of claims 1 to 6] claim 1, wherein the thermoplastic mixture comprises at least one lubricant, [preferably a vegetable fat or a vegetable oil, a synthetic triglyceride, lecithin, an ethoxylated fatty alcohol or a wax,] the proportion of lubricant(s) being up to 12% by weight [, preferably from 0.1 to 6% by weight, particularly preferably from 0.2 to 6% by weight, in each case] based on the total weight of the thermoplastic mixture.
8. (Amended) The film as claimed in [one or more of claims 1 to 7] claim 1, wherein the thermoplastic mixture is mixed with fibers, [preferably fibers from cotton linters, woodpulp, from regenerated cellulose, from hemp, flax, sisal or jute,] the proportion of fibers being up to 30% by weight [,preferably from 2 to 15, particularly preferably from 5 to 15% by weight, in each case] based on the total weight of the mixture.
9. (Amended) The film as claimed in [one or more of claims 1 to 8] claim 1, wherein the thermoplastic mixture comprises fillers, [preferably calcium carbonate, talc, kaolin, titanium dioxide, anhydrite, a silicate or fine-grained cellulose particles or starch particles] the proportion of the fillers being up to 30%

by weight [, preferably from 2 to 15% by weight, particularly preferably from 4 to 10% by weight, in each case] based on the total weight of the mixture.

10. (Amended) The film as claimed in [one or more of claims 1 to 9] claim 1, wherein the thermoplastic mixture comprises at least one crosslinker, [preferably a dicarboxylic acid, a diisocyanate or triisocyanate, a dialdehyde, a diepoxide, a diimine, or a silane or siloxane containing vinyl group(s),] the proportion of crosslinker(s) being up to 10% by weight [, preferably from 0.5 to 5% by weight, particularly preferably from 1 to 3% by weight, in each case] based on the total weight of the mixture.
11. (Amended) The film as claimed in [one or more of claims 1 to 10] claim 1, wherein it is hot-sealable.
12. (Amended) The film as claimed in [one or more of claims 1 to 11] claim 1, wherein it is furnished with an inner and/or outer preparation.
13. (Amended) A process for producing a film as claimed in [one or more of claims 1 to 12] claim 1, which comprises blowing the tube which is produced from the thermoplastic mixture by extrusion, the area-based drawing ratio being in the range from 2 to 70 [, preferably from 4 to 40, particularly preferably from 6 to 20].
14. (Amended) The use of the film as claimed in [one or more of claims 1 to 12] claim 1 as packaging film [, in particular for foods, preferably as seamless, tubular sausage casing].

Please add the following new claim:

- 15. The use of the film as claimed in claim 1 as seamless, tubular sausage casing.--

Serial No: Unassigned  
Attorney Docket No: 30098.6  
Page 4

**REMARKS**

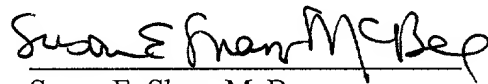
The instant amendments are being made to effect changes made to the instant §371 application during the international stage and to delete multiple dependencies of the claims and “preferably” clauses. Claims 1-15 are pending.

An early action on the merits is awaited.

Respectfully submitted,

November 21, 2000

Date



Susan E. Shaw McBee  
Registration No. 39,294

Bowles Rice McDavid Graff & Love PLLC  
475 H Street N.W.  
Suite 300  
Washington, D.C. 20001  
(202) 682-3711

FILM CONTAINING STARCH OR STARCH DERIVATIVES AND  
POLYESTER URETHANES

5 The invention relates to a film containing thermoplastic starch and/or thermoplastic starch derivatives and is particularly suitable as food casing. In addition the invention relates to a process for producing this food casing and its use as packaging film, in particular as sausage casing.

10 Most sausage casings consist of animal gut, but also from fiber-reinforced regenerated cellulose, collagen or synthetic polymers. Although cellulose and collagen are of natural origin, the production of such sausage casings is carried out in complex and environmentally polluting processes. Casings made of other material, for example from protein-coated or acrylate-coated fabric, in contrast, are of only small importance.

15 Of the known casings, those made from cellulose hydrate have the broadest spectrum of applications. However, for some uses they have an excessive permeability to water vapor and/or oxygen. Collagen casings have a lower permeability, but are too labile in contrast. The casings made of synthetic  
20 polymers are unsuitable for producing long-keeping sausage. Although they may be produced inexpensively and simply, for example by extrusion, they are however not biodegradable, in contrast to the cellulose hydrate or collagen casings.

25 Although the sausage casing which is described in EP-A 0 709 030 and is produced by extrusion of thermoplastic starch is biodegradable, it still has deficiencies. It is, in particular, not sufficiently cooking-resistant and has a tendency to embrittlement after water treatment or due to plasticizer loss.

30 Finally, single-layer or multilayer tubular biaxially oriented food casings are also known which consist of a thermoplastic biodegradable polymer or

comprise at least one layer thereof (EP-A 0 820 698). They are produced by an extrusion process. Thermoplastic biodegradable polymers which can be used in this process are aliphatic or partially aromatic polyesters, thermoplastic aliphatic polyester urethanes, aliphatic-aromatic polyester carbonates and in particular aliphatic polyester amides. Tubular casings made of these polymers, in particular polyester urethanes, however, have a poor caliber constancy, which leads to problems during processing.

The object was therefore to develop a food casing which may be made from natural renewable raw materials in a simple and environmentally conserving manner, as far as possible by an extrusion process, and which is at the same time compostable or at least biodegradable. The casing is to be sufficiently permeable and usable for virtually all sausage types, that is to say for producing cooked-meat sausages and scalded-immersion sausages and for raw sausages.

The object is achieved by a mixture (blend) of a) thermoplastic starch and/or a thermoplastic starch derivative (both termed "TPS" hereinafter) and b) at least one polyester urethane.

The present application thus relates to a film which comprises thermoplastic starch and/or a thermoplastic starch derivative and which is produced from a thermoplastic mixture which comprises a) thermoplastic starch and/or a thermoplastic starch derivative and b) at least one polyester urethane, in which the weight ratio a):b) is in the range from 75:25 to 5:95, preferably from 30:70 to 60:40, and which has an area-based drawing ratio of from 2 to 70, preferably from 4 to 40, particularly preferably from 6 to 20. If appropriate, the film can also comprise native starch. For fine adjustment of the stress/strain pattern, organic or inorganic finely dispersed fillers can also be added to the blend. In the polymer blend, the polyester urethane forms the continuous matrix in which the thermoplastic starch or the thermoplastic starch derivative



is embedded in microdisperse distribution in the form of discrete particles having a diameter  $d_p$  of from 0.05 to 30  $\mu\text{m}$ , preferably between 0.1 and 3.0  $\mu\text{m}$ . In the drawn state, the film preferably has a thickness of from 30 to 120  $\mu\text{m}$ , particularly preferably from 50 to 80  $\mu\text{m}$ . It can be used as packaging film, in particular for foods, especially as seamless, tubular sausage casing.

The thermoplastic starch derivative is preferably a starch ester, as is described in detail in DE-A 195 15 477. The acid component in the ester is generally a ( $\text{C}_2\text{-C}_{10}$ )alkanoic acid which is preferably unbranched or has only a low degree of branching. A particularly preferred and inexpensive starch alkanoate is starch acetate having a degree of substitution of less than 3, in particular from 1.5 to 2.4. In contrast to starch itself, starch esters, such as starch acetate, are already thermoplastic as such and do not need to be plasticized first. Starch esters having a relatively long alkyl chain, for example starch hexanoates, starch octanoates or starch decanoates, cause a change in suppleness and toughness, and also in the permeation of the food casings. By combining various starch esters, casings can be produced having very specific properties. Starch ethers and thermoplastic starch derivatives which have cationic quaternary side groups having hydrophobic ( $\text{C}_2\text{-C}_{18}$ )alkyl groups, preferably ( $\text{C}_2\text{-C}_{12}$ )alkyl groups, are also suitable. Finally, anionic starch derivatives can also be used.

It has been found that casings which consist only of thermoplastic starch and/or thermoplastic starch derivatives do not yet have the desired extent of extensibility, strength, toughness, suppleness, but especially stability to hot or boiling water. Casings made of pure polyester urethane also do not have the desired properties.

Specifically they lack strength, temperature stability and caliber constancy.

They cannot then be significantly improved even if other low molecular

substances such as lubricants, plasticizers and fillers are added to the thermoplastic starch or the thermoplastic starch derivative.

Surprisingly, it has been found that a significant improvement occurs when the thermoplastic starch or the starch derivative is mixed with thermoplastic polyester urethanes.

The thermoplastic polyester urethane (also termed "TPU" hereinafter) consists of hard polyurethane and soft polyester segments, the segments being arranged in alternating sequence. "Soft" denotes segments having a glass transition temperature ( $T_g$ ) of  $-20^\circ\text{C}$  or below, in contrast "hard" denotes those having a  $T_g$  of  $+30^\circ\text{C}$  or above. The polyester urethane can be of aliphatic or aromatic nature. The proportion of polyurethane segments in the thermoplastic polyester urethane is in this case from 10 to 90% by weight, preferably from 20 to 50% by weight, in each case based on the total weight of the polyester urethane. They generally consist of diisocyanate and diol units. The diisocyanate units can be aliphatic, cycloaliphatic or aromatic. Examples of aliphatic diisocyanates are butane 1,4-diisocyanate and hexane 1,6-diisocyanate. Isophorone diisocyanate (= 3-isocyanatomethyl-3,5,5-trimethylcyclohexane isocyanate) represents a cycloaliphatic diisocyanate. Toluene 2,4-diisocyanate and 2,6-diisocyanate, diphenylmethane 2,2'-diisocyanate, 2,4'-diisocyanate, 2,6'-diisocyanate and 4,4'-diisocyanate, and naphthalene 1,5-diisocyanate are preferred aromatic diisocyanates.

The polyester segments generally have a mean molar mass  $M_w$  of from 500 to 10,000 g/mol, preferably from 1000 to 4000 g/mol. They preferably consist of units of dihydric or polyhydric alcohols and units of dibasic or polybasic carboxylic acids. They may be prepared from said starting materials by condensation polymerization in the presence of catalysts such as titanium butoxide (= orthotitanic acid tetrabutyl ester). However, usually, the polyester segments consist of diol and dicarboxylic acid units. In the condensation

reaction, instead of the free acids, obviously also corresponding acid derivatives, such as carbonyl halides (in particular carbonyl chlorides), carboxylic anhydrides or (C<sub>1</sub>-C<sub>4</sub>)alkyl esters of carboxylic acids can be used. The diols or polyols generally have an aliphatic or cycloaliphatic backbone.

5 Preferred diols for preparing the ester segments are ethane-1,2-diol (= ethylene glycol), propane-1,2- and -1,3-diol, 2,2-dimethylpropane-1,3-diol (= neopentyl glycol), butane-1,4-diol, pentane-1,5-diol, hexane-1,6-diol and cyclohexanediylbismethanol (in particular cyclohexane-1,4-diylbismethanol). Mixtures of a plurality of different diols or polyols can also be used. The

10 dicarboxylic acids or polycarboxylic acids preferably also have an aliphatic or cycloaliphatic backbone, aliphatic dicarboxylic acids (such as succinic acid or adipic acid) being preferred. Particular preference is given to adipic acid. A dicarboxylic acid having a cycloaliphatic backbone is, for example, cyclohexanedicarboxylic acid (especially cyclohexane-1,4-dicarboxylic acid).

15 The polyester segments can also be made up of units of hydroxycarboxylic acids or their derivatives, for example 3-hydroxypropionic acid, 3-hydroxybutyric acid, 4-hydroxybutyric acid, 5-hydroxypentanoic acid or  $\epsilon$ -caprolactone. Particularly suitable compounds are polyester urethanes which at a temperature of 190°C and a load of 21.6 kg have a melt volume index

20 (determined as specified by ISO 01133) in the range from about 5 to 15 cm<sup>3</sup>/10 min.

The inventive film may surprisingly be hot-sealed or welded. For this a temperature of from about 100 to 250°C and a contact time of from about 0.1

25 to 5 s are sufficient. An additional adhesive is not required. Films of thermoplastic starch alone, in contrast, are not hot-sealable. The inventive tubular food casing is, in addition, permeable to smoke, including cold smoke. It is smooth, without being greasy. In its appearance it is substantially identical to a natural gut casing. Fat particles are clearly distinguished, since the casing

30 is preferably transparent. Even after considerable water loss, it still lies smoothly and tightly on the sausage meat emulsion. This effect is ascribed

primarily to the elastic properties of the TPU matrix. The casing may be peeled off readily without it bursting spontaneously. The tear propagation resistance is good. This property may be in addition set as desired by changing the type and proportion of components in the thermoplastic mixture, in particular by incorporating a filler (for example native fine grained starch).

In addition to the components a) and b), the thermoplastic mixture can further comprise other low- or high-molecular-weight constituents which act in particular as plasticizers or lubricants or improve the compatibility of the components with one another. By means of these constituents, homogeneity and flowability of the extrudable thermoplastic mixture can if appropriate be further improved or specifically set.

Suitable plasticizers are particularly mono-, di-, tri- and polyglycerol, sorbitol, polyethylene glycol (PEG), triethyl citrate, triethyl acetyl citrate, glycerol triacetate, phthalic esters (especially dimethyl phthalate, diethyl phthalate and dibutyl phthalate) and sorbitol monoesters and diesters. The proportion of plasticizer(s) is up to 40% by weight, preferably up to 25% by weight, in each case based on the total weight of the thermoplastic mixture.

Lubricants which improve the homogeneity of the thermoplastic mixture are in particular vegetable fats or oils, synthetic triglycerides, lecithins, ethoxylated fatty alcohols or waxes. Epoxy-containing oils, in particular epoxidized linseed oil, are particularly suitable additives which ensure optimum dispersion of the thermoplastic starch in the thermoplastic polyester urethane and simultaneously, surprisingly, reduce the extruder torque in the course of preparing the mixture. The proportion of lubricant is up to 12% by weight, preferably from 0.1 to 6% by weight, in each case based on the total weight of the mixture.

The inventive film can finally further be reinforced with fibers. Generally, the fibers are relatively short (on average from about 0.1 to 3 mm, preferably from 0.2 to 1.5 mm). In order that the casing remains biodegradable, particularly suitable fibers are those from cotton linters, woodpulp, from regenerated cellulose ("regenerated fibers"), from hemp, flax, sisal or jute. The proportion of fibers is up to 30% by weight, based on the total weight of TPS + TPU. Preferably, the fiber proportion is from 2 to 15% by weight, in each case based on the total weight of the mixture. The fibers are uniformly distributed in the thermoplastic mixture in the course of the blend preparation process.

The film can further contain fillers, either instead of the fibers or additionally. Suitable fillers are, for example, calcium carbonate, talc, kaolin (especially kaolin/quartz mixtures, known as "Neuburg silica"), titanium dioxide, silicates (especially wollastonite, an inosilicate), anhydrite (= calcium sulfate), particles of cellulose or native starch (especially those having a particle diameter of 15  $\mu\text{m}$  or less). The median diameter of the filler particles ( $d_{0F}$ ) is in the range from 0.1 to 50  $\mu\text{m}$ , preferably from 0.1 to 20  $\mu\text{m}$ , particularly preferably from 1 to 5  $\mu\text{m}$ . Their content can be up to 30% by weight, but preferably it is from 2 to 15% by weight, particularly preferably from 4 to 10% by weight, in each case based on the total weight of the thermoplastic mixture.

For films having a particularly high stability to hot or boiling water, it has proved to be expedient to add crosslinkers to the thermoplastic mixture. Suitable crosslinkers are, for example, dicarboxylic acids, diisocyanates or triisocyanates (particularly hexamethylene diisocyanate), dialdehydes (particularly glyoxal), diepoxides, diimines, or silanes or siloxanes containing vinyl group(s), for example vinyltrimethylsilane. The crosslinker is preferably not added until the remaining components of the mixture are already molten. The proportion of crosslinker(s) is up to 10% by weight, preferably from 0.5 to 5% by weight, particularly preferably from 1 to 3% by weight, in each case based on the total weight of the thermoplastic mixture.

The production of thermoplastic starch is disclosed, for example, by WO 90/05161 and 90/10019. During the plasticization, the helix structure of the native starch is destroyed, so that it is subsequently in a substantially amorphous state. In the thermoplastic starch, from 50 to 100% by weight, preferably at least 80% by weight, of the native starch originally used is in denatured form. The degree of denaturation may be determined by image analysis of exposures made by polarized light, by differential scanning calorimetry (DSC) or by determination of x-ray scattering. The denaturation and plasticization are performed by heating and by supplying mechanical energy, for example by relatively long thermal treatment in a kneader or in a single- or twin-screw extruder. In order that the starch melts below its decomposition temperature, additives are necessary, such as water, glycerol, propane-1,3-diol, butane-1,4-diol, pentane-1,5-diol, hexane-1,6-diol, neopentyl glycol, diglycerol, N,N-dimethylurea, sorbitol or citrate. During plasticization with water, from about 20 to 25% by weight of water, preferably about 17% by weight of water, are added, in each case based on the weight of the native starch. A mass temperature of from about 100 to 130°C is maintained. During plasticization with glycerol, its proportion is from about 0.5 to 30% by weight, preferably from 8 to 25% by weight, again in each case based on the weight of the native starch. In this case, a mass temperature of from 150 to 170°C has proved to be expedient. By means of this treatment the proportion of crystalline starch may be decreased to 5% by weight or less.

The thermoplastic mixture may be produced in conventional apparatuses, for example in a double-screw extruder, from said components. Particularly suitable extruders are those having two corotating tightly meshing screws whose speed of rotation is preferably from 50 to 400 rpm. If the gap area of screw surfaces move in opposite directions, they display higher shear action and can therefore impart a high energy input into the material to be extruded.

A homogeneous thermoplastic melt mixture forms from the individual

components at a temperature from 150 to 230°C, preferably from 170 to 210°C.

To prepare the thermoplastic mixture, a plurality of process variants are possible. In the first variant, native starch is firstly plasticized using the described denaturation aids (in particular glycerol). Via a side feeder the thermoplastic polyurethane is then fed. It is mixed with the molten and degassed thermoplastic starch, and the resultant mixture is again degassed. The melt can then be extruded, and after cooling converted into storage-stable granules. It can equally well also be fed directly, by means of a melt pump, to a ring die and processed to form a tubular food casing. In a further process variant, granulated thermoplastic starch or a granulated starch derivative serves as starting material. After its melting and degassing in the extruder, mixing with the TPU follows. In a third variant TPS and TPU are fed together to the extruder. Finally, the thermoplastic polyester urethane can also be mixed with native starch and thus "filled". During mixing in the extruder, a sufficient proportion of the starch is already plasticized, in particular if a plasticizing aid (for example glycerol) is further added.

To produce a tubular film, the thermoplastic mixture is extruded through a heated ring die. The temperature in the ring die is from 100 to 160°C and thus preferably somewhat less than in the upstream heating zones of the compounding extruder or plasticizing extruder (there it is generally from 110 to 190°C).

The present invention thus also relates to a process for producing the inventive film in which a tube produced by extrusion is blown by inflation with air (or another gas), the area-based drawing ratio  $\lambda_A = \lambda_1 \cdot \lambda_2$  being in the range from 2 to 70, preferably from 4 to 40, particularly preferably from 6 to 20. In the blown tubular film process, the drawing ratios are defined as follows:

$$\lambda_1 = D_S/D_D; \lambda_2 = v_S/v_D, \lambda_3 = S_S/S_D,$$

where

$D_S$  is the film tube diameter,

5  $D_D$  is the die diameter,

$v_S$  is the tube take-up velocity,

$v_D$  is the mean melt exit velocity from the die,

$S_S$  is the film thickness and

$S_P$  is the die outlet gap width.

10

For reasons of continuity,  $\lambda_1 \cdot \lambda_2 \cdot \lambda_3 = 1$  must apply, that is to say the area-based drawing ratio  $\lambda_A$  is inversely proportional to the product thickness reduction  $\lambda_3$ .

15

If a flat film is to be produced, the polymer melt can also be extruded through a slot die. By drawing in a longitudinal and transverse direction (for example using a tenter frame), the specified area-based drawing ratios may then be achieved. In addition, the described blown tubular film can obviously also be converted by simple cutting to a flat film.

20

The tubes do not obtain the optimum strength, extensibility, caliber constancy and shrinking properties until the drawing and orienting process. How strongly pronounced each of these properties is primarily depends on the composition of the thermoplastic mixture. Thus the food casings, by targeted selection of type and proportion of the individual components of the thermoplastic mixture

25 or by setting the drawing parameters, may be adapted to the different requirements. If appropriate the blown casings can also be partially heat-set. The inventive film generally consists of only one layer. However, by coextrusion multilayer casings may also be produced.

30



By washing in a suitable bath, for example a water bath or a bath of dilute (about 1% strength by weight) acid, water-soluble plasticizers or plasticizing aids may be removed from the inventive film. Surprisingly, it has been found that as a result the mechanical properties of the film are not impaired. The proportion of plasticizers or plasticizing aids after this washing is preferably less than 2% by weight, based on the total weight of the dry casing.

In a further process step, the tubular casings can be furnished with an inner and/or outer preparation in order to make them more suitable for the various uses as sausage casing.

For this, most of the liquid preparations which are also customary for enhancing cellulose hydrate casings may be used in appropriately adapted concentration. Thus it is particularly expedient to coat the inner surface of a casing intended for long-keeping sausage with protein (preferably casein, gelatin, soy protein or wheat protein). The protein in this case is customarily bound to the casing surface with a (di)aldehyde. By using resins or by the addition of release agents to the protein/aldehyde, the peelability of the sausage casing can be set. The adhesion of the casing to the sausage meat emulsion may be reduced, using known formulations, to a strong separation action (this is, for example, required in the case of Thüringer Blutwurst).

Suitable outer preparations are also already known from cellulose casings. By treating the outer surface of the casing with such a preparation, in particular mold resistance, surface roughness and printability may be set.

The inventive food casing can have its properties varied so broadly that they correspond to a natural gut or a cellulose casing. Their good swelling and shrinking properties have the effect that they always lie tightly on the sausage meat emulsion and that even with slow drying no creases form. By selecting the components the permeability of the casing for water, water vapor and

oxygen can be set exactly. Surprisingly, it has been found that the inventive casing is permeable to smoke, so that they are particularly suitable for smoked raw sausage types (for example salami or cervelat sausage). However, other foods, for example cheese, may also be packaged with the  
5 inventive casing.

The starch used for producing the casing in addition belongs to the particularly readily used renewable raw materials. During composting, the inventive casing is particularly rapidly degraded, since, in addition to the polyester urethane, the readily utilizable starch is also available to the  
10 microbes as carbon source. Thus cometabolic degradation takes place in which the hard aromatic polyurethane segments are much more rapidly degraded than as normal.

15 The examples below are intended to describe the invention in more detail. The percentages are percentages by weight unless stated otherwise.

### **Production of the thermoplastic polymer mixtures**

#### **Example 1**

20 Production of thermoplastic starch and of the mixture of thermoplastic starch and polyurethane

- 25 a) 100 kg of corn starch were dried under reduced pressure to a water content of less than 0.3% and melted and well mixed with 20 kg of glycerol (99% pure) and 2 kg of epoxidized linseed oil in a double-screw extruder at 160 to 190°C. It was then extruded and granulated. During subsequent storage of the granules the starch remained in an amorphous and thus thermoplastic state.

b) 100 kg of native corn starch and 20 kg of glycerol were mixed and plasticized together with 2 kg of epoxidized linseed oil in a corotating double-screw extruder having a processing length of 40 D, starch denaturation occurring. By a plurality of degassings, the water content was reduced to below 1% by weight, based on the total weight of the corn starch used. The extrusion was performed using the temperature profile  $100^{\circ}\text{C} \rightarrow 175^{\circ}\text{C} \rightarrow 170^{\circ}\text{C}$ .

c) 60 kg of the granules described under b) were melted in a double-screw extruder, degassed and then mixed with 60 kg of thermoplastic polyester urethane, the TPU being fed via a side feeder. The ester segments in the polyester urethane consisted of adipic acid and ethylene glycol units and had a mean molar mass  $M_w$  of from 3500 to 4000 g/mol. The thermoplastic polymer mixture was then granulated.

#### Example 2

Example 1 was repeated with the single difference that a polyester urethane was used whose ester segments were made up of adipic acid and butane-1,4-diol units and had a mean molar mass of 2000 g/mol.

#### Example 3

Example 1 was repeated with the single difference that the TPU had a proportion of 40 instead of 50% by weight, based on the total weight of the thermoplastic mixture.

#### Example 4

Example 2 was repeated with the single difference that the TPU had a proportion of 40 instead of 50% by weight, based on the total weight of the thermoplastic mixture.

**Production of the food casings**Example 5

The granules described in Example 2 were melted in an extruder at 170°C.

- 5 The rotary speed of the extruder screw was 35 revolutions per minute. The melt was then extruded through a ring die having a diameter of 25 mm and a die gap width of 1.0 mm. The temperature in the ring die was 165°C, the take-up velocity was 4.7 m/min. After blowing, a tube having a diameter of 65 mm (= caliber 65) was obtained ( $\rightarrow D_S/D_D = \lambda_1 = 2.6$ ).

Example 6

The granules described in Example 1 were melted and extruded as in the preceding example. The ring die in this case had a diameter of 25 mm and a die gap width of 0.75 mm. After blowing, a tube of caliber 120 having a wall thickness of 60  $\mu\text{m}$  was obtained. In the water-soaked state, the ultimate tensile strength  $\sigma_R$  of the tube was 14.3 N/mm<sup>2</sup> and the elongation at break  $\varepsilon_R$  was 211%.

Example 7

- 20 The granules described in Example 2 were melted and extruded. The ring die in this case had a diameter of 10 mm and a die gap width of 0.9 mm. The temperature of the tube extrusion die was 145°C, the take-up velocity 4.5 m/min. After blowing, a tube of caliber 30 having a wall thickness of 65  $\mu\text{m}$  was obtained. In the water-soaked state its ultimate tensile strength was 11.3 N/mm<sup>2</sup> and the elongation at break was 236%.

Examples 8 to 10

The granules described in Example 2 were melted (melt temperature of 182°C) and extruded. The rotary speed of the extruder screw was 29 rpm.

- 30 The ring die in this case had a diameter of 15 mm and a die gap width of 0.6 mm. Extrusion was performed with the following barrel temperature

profile: 130°C, 170°C, 190°C, 190°C. The exit velocity was 1.24 m/min, and the output was 2.5 kg/h. In this manner, blown film tubes of caliber 45 (flat width 70 mm) having differing wall thicknesses were produced. The fluctuation in the flat width was  $\pm 0.5$  mm. In the table below the experimental data and process parameters are summarized.

Table

Examples		8	9	10
Take-up velocity [m/min]		2.7	4.2	3.0
Wall thickness [ $\mu\text{m}$ ]		88	51	72
Longitudinal drawing		2.2	3.4	2.4
Transverse drawing		2.9	2.9	2.9
Thickness ratio		7.2	11.4	8.6
Ultimate tensile strength [N/mm <sup>2</sup> ]	longitudinal	19.6	20.3	19.5
	transverse	17.2	16.2	17.9
Elongation at break [%]	longitudinal	446.7	468.1	446.7
	transverse	453.3	415.2	443.4
<b>in the water-soaked state</b>				
Ultimate tensile strength (transverse) [N/mm <sup>2</sup> ]		6.7	6.3	6.3
Elongation at break (transverse) [%]		221	168.9	192.4
<b>after washing with deionized water and after drying</b>				
Wall thickness [ $\mu\text{m}$ ]		70		
Residual glycerol content, based on the dry casing [%]		1.3		
Ultimate tensile strength (transverse) [N/mm <sup>2</sup> ]		20.5		
Elongation at break (transverse) [%]		232		

The inventive food casings are stable in water, but swell therein and shrink again on drying. They can be mounted onto the stuffing apparatus in the form of sections tied off at one end or in compressed form as what are termed "shirred sticks". They are suitable in particular as casings for long-keeping sausage (that is to say a raw sausage having a particularly high degree of ripening).

The casings were stuffed with salami meat emulsion. The adhesion to the sausage meat emulsion was low (peelability after 2 weeks: "2" on a rating scale of 1 to 6, where "1" represents "very readily peelable" and "6" represents "excessively strong adhesion, casing cannot be non-destructively withdrawn").

The advantage of the inventive casings is that TPU itself ensures no great affinity to the long-keeping sausage meat emulsion and for this emulsion no additional preparation is necessary.

Patent claims

1. A film which comprises thermoplastic starch and/or a thermoplastic starch derivative and which is produced from a thermoplastic mixture which comprises a) thermoplastic starch and/or a thermoplastic starch derivative and b) at least one polyester urethane, with the weight ratio a):b) being in the range from 75:25 to 5:95, and which has an area-based drawing ratio of from 2 to 70.
2. The film as claimed in claim 1, wherein the weight ratio a):b) is in the range from 30:70 to 60:40.
3. The film as claimed in claim 1 or 2, wherein the thermoplastic starch derivative is a starch ester, preferably a starch alkanoate, particularly preferably starch acetate.
4. The film as claimed in one or more of claims 1 to 3, wherein the polyester urethane consists of hard polyurethane segments and soft polyester segments, the segments being arranged in alternating sequence.
5. The film as claimed in claim 4, wherein the proportion of polyurethane segments in the thermoplastic polyester urethane is from 10 to 90% by weight, preferably from 20 to 50% by weight, in each case based on the total weight of the polyester urethane.
6. The film as claimed in one or more of claims 1 to 5, wherein the thermoplastic mixture comprises at least one plasticizer, preferably glycerol, diglycerol, sorbitol, polyethylene glycol, triethyl citrate, triethyl acetyl citrate, glycerol triacetate, a phthalic ester or sorbitol monoester or sorbitol diester, the proportion of plasticizer(s) being up to 40% by

weight, preferably up to 25% by weight, in each case based on the total weight of the thermoplastic mixture.

5 7. The film as claimed in one or more of claims 1 to 6, wherein the thermoplastic mixture comprises at least one lubricant, preferably a vegetable fat or a vegetable oil, a synthetic triglyceride, lecithin, an ethoxylated fatty alcohol or a wax, the proportion of lubricant(s) being up to 12% by weight, preferably from 0.1 to 6% by weight, particularly preferably from 0.2 to 6% by weight, in each case based on the total weight of the thermoplastic mixture.

10 8. The film as claimed in one or more of claims 1 to 7, wherein the thermoplastic mixture is mixed with fibers, preferably fibers from cotton linters, woodpulp, from regenerated cellulose, from hemp, flax, sisal or jute, the proportion of fibers being up to 30% by weight, preferably from 2 to 15, particularly preferably from 5 to 15% by weight, in each case based on the total weight of the mixture.

20 9. The film as claimed in one or more of claims 1 to 8, wherein the thermoplastic mixture comprises fillers, preferably calcium carbonate, talc, kaolin, titanium dioxide, anhydrite, a silicate or fine-grained cellulose particles or starch particles, the proportion of the fillers being up to 30% by weight, preferably from 2 to 15% by weight, particularly preferably from 4 to 10% by weight, in each case based on the total weight of the mixture.

25 10. The film as claimed in one or more of claims 1 to 9, wherein the thermoplastic mixture comprises at least one crosslinker, preferably a dicarboxylic acid, a diisocyanate or triisocyanate, a dialdehyde, a diepoxide, a diimine, or a silane or siloxane containing vinyl group(s), the proportion of crosslinker(s) being up to 10% by weight, preferably



from 0.5 to 5% by weight, particularly preferably from 1 to 3% by weight, in each case based on the total weight of the mixture.

- 5      11.    The film as claimed in one or more of claims 1 to 10, wherein it is hot-sealable.
12.    The film as claimed in one or more of claims 1 to 11, wherein it is furnished with an inner and/or outer preparation.
- 10    13.    A process for producing a film as claimed in one or more of claims 1 to 12, which comprises blowing the tube which is produced from the thermoplastic mixture by extrusion, the area-based drawing ratio being in the range from 2 to 70, preferably from 4 to 40, particularly preferably from 6 to 20.
- 15    14.    The use of the film as claimed in one or more of claims 1 to 12 as packaging film, in particular for foods, preferably as seamless, tubular sausage casing.

## Abstract:

The invention relates to a film which is produced from a thermoplastic polymer mixture containing the following: a) thermoplastic starch and/or a thermoplastic starch derivative and b) at least one polyester urethane, with the weight ratio a):b) being in the range from 75:25 to 5:95, and the surface-related degree of stretching the film being 2 to 70. The polyester urethanes forms a matrix in the mixture and the thermoplastic starch or a thermoplastic starch derivative being distributed in a microdispersion in the form of particles with a diameter  $d_p$  of 0.05 to 30  $\mu\text{m}$ . The invention also relates to a method for the inventive film and its use as a packaging film, especially for artificial sausage skins.

**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I HEREBY DECLARE:

THAT my residence, post office address, and citizenship are as stated below next to my name:

THAT I believe I am the original, first, and sole inventor (if only one inventor is named below) or an original, first, and joint inventor (if plural inventors are named below or in an attached Declaration) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**FILM CONTAINING STARCH OR STARCH DERIVATIVES AND POLYESTER  
URETHANES**

the specification of which (check one)

\_\_\_\_\_ is attached hereto.

XX was filed on May 18, 1999 as ~~United States Application Number~~ or PCT International Application Number PCT/EP99/03400 and was amended on \_\_\_\_\_ (if applicable).

THAT I do not know and do not believe that the same invention was ever known or used by others in the United States of America, or was patented or described in any printed publication in any country, before I (we) invented it;

THAT I do not know and do not believe that the same invention was patented or described in any printed publication in any country, or in public use or on sale in the United States of America, for more than one year prior to the filing date of this United States application;

THAT I do not know and do not believe was first patented or made the subject of an inventor's certificate that issued in any country foreign to the United States of America before the filing date of this United States application if the foreign application was filed by me (us), or by my (our) legal representatives or assigns, more than twelve months (six months for design patents) prior to the filing date of this United States application;

THAT I have reviewed and understand that contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above;

THAT I believe that the above-identified specification contains a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the invention, and sets forth the best mode contemplated by me of carrying out the invention; and

THAT I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I HEREBY CLAIM foreign priority benefits under Title 35, United States Code §119(a)-(d) of §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application

which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number	Country	Foreign Filing Date	Priority Claim?	Certified Copy Attached?
198 22 979.8 ✓	GERMANY ✓	May 25, 1998	YES	NO ✓

I HEREBY CLAIM the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

U.S. Provisional Application Number	Filing Date

I HEREBY CLAIM the benefit under Title 35, United States Code, §120 of any United States application(s), or §365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

U.S. Patent Application Number	PCT Patent Application Number	Patent Filing Date	Parent Patent Number
	PCT/EP99/03400 ✓		

I HEREBY APPOINT the following registered attorneys and agents of the law firm of Bowles Rice McDavid Graff & Love PLLC to have full power to prosecute this application and any continuations, divisions, reissues, and reexaminations thereof, to receive the patent, and to transact all business in the United States Patent and Trademark Office connected therewith:

Susan E. Shaw McBee  
Matthew Mulkeen

Reg. No. 39,294  
Reg. No. 44,250

and I request that all correspondence be directed to:

Susan E. Shaw McBee  
Bowles Rice McDavid Graff & Love PLLC  
475 H Street, N.W., Suite 300  
Washington, D.C. 20001  
(202) 682-3711  
(202) 682-3087

I UNDERSTAND AND AGREE THAT the foregoing attorneys and agents appointed by me to prosecute this application do not personally represent me or my legal interests, but instead represent the interests of the legal owner(s) of the invention described in this application.

I FURTHER DECLARE THAT all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so make are punishable by a fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

1-00 Name of First inventor

Klaus-Dieter Hammer, Ph.D.

Residence

An der Hasenquelle 25, D-55120 Mainz, Federal Republic of Germany *DEX*

Citizenship

German

Post Office Address

An der Hasenquelle 25, D-55120 Mainz, Federal Republic of Germany

Inventor's signature

Klaus-Dieter Hammer

Date

November 20, 2000

2-00 Name of the Second Inventor

Michael Ahlers, Ph.D.

Residence

Im Muenchfeld 13, D-55122 Mainz, Federal Republic of Germany *DEX*

Citizenship

German

Post Office Address

Im Muenchfeld 13, D-55122 Mainz, Federal Republic of Germany

Inventor's signature

Michael Ahlers

Date

November 20, 2000

3-00 Name of Third Inventor

Residence

Citizenship

Post Office Address

Inventor's signature

Date

Gerhard Grolig, Ph.D.Gartenstrasse 6, D-64546 Moerfelden-Walldorf, Federal Republic of Germany DEXGerman —Gartenstrasse 6, D-64546 Moerfelden-Walldorf, Federal Republic of GermanyGerhard GroligNovember 20, 2000

4-00 Name of Forth Inventor

Residence

Citizenship

Post Office Address

Inventor's signature

Date

Hans-Gerhard Fritz, Ph.D., ProfessorGotenweg 10, D-73066 Utingen, Federal Republic of Germany DEXGerman —Gotenweg 10, D-73066 Utingen, Federal Republic of GermanyHans-Gerhard FritzNovember 20, 2000

5-00 Name of Fifth Inventor

Residence

Citizenship

Post Office Address

Inventor's signature

Date

Thomas Seidenstuecker, Ph.D.Hofstrasse 29, D-51061 Koeln, Federal Republic of Germany DEXGermanHofstrasse 29, D-51061 Koeln, Federal Republic of GermanyThomas SeidenstueckerNovember 20, 2000